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March 16, 2004

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In re application of:  
**Ferranda DECISION ON PETITION**  
Serial No.: 09/966,485  
Filed: August 28, 2001  
For: A PACKAGE, PARTICULARLY FOR PACKING INDUSTRIAL PRODUCTS

This is a decision on the petition received on January 30, 2004, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed October 29, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned January 3, 2002. A notice of abandonment was mailed on December 16, 2004.

On January 30, 2004, the office received a communication from the attorney of record. Enclosed was an acknowledgement that the attorney responded to the Notice to File Missing Part on January 29, 2002 with a certificate of mailing dated December 28, 2001.

The evidence submitted is sufficient to establish that the petitioners responded to the Notice to File Missing part on January 29, 2002. The fees have been corrected for release of the application to the Technology Center 3721.

The petition is hereby GRANTED.

The office regrets an inconvenience this may have caused counsel.

Telephone inquiries concerning this matter may be directed to Doshie E. Day at (703) 308-3640.

  
Doshie E. Day  
Program Management Assistant  
Office Initial Patent Examination